

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 22, 2007

DIVISION ONE

B188064 Dalby (Not for Publication)
v.
21st Century Insurance Company

The appeal is dismissed as to the October 17 and December 9, 2005 orders. The January 27, 2006 order is affirmed. Plaintiff is to recover his costs on appeal.

Jackson, J. (Assigned)

We concur: Vogel (Miriam A.), Acting P.J.
Rothschild, J.

B189920 People (Not for Publication)
v.
Rene Maldonado

Defendant's conviction on count 3 for possession of a firearm is reversed. Defendant's convictions on counts 1, 2 and 4 are affirmed. The case is remanded for resentencing in accordance with the views expressed herein.

Spencer, P.J.

I concur: Rothschild, J.
I concur in the judgment only: Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B189566 Ritsuo Takeuchi et al. (Not for Publication)

v.

City of Los Angeles

New Paradise Church of God in Christ

The order is affirmed.

Spencer, P.J.

I concur: Mallano, J.

I concur in the judgment: Vogel (Miriam A.), J. (Opinion)

DIVISION THREE

B190590 Los Angeles County, D.C.S. (Not for Publication)

v.

Jeana M.

The order is affirmed.

Aldrich, J.

We concur: Klein, P.J.

Croskey, J.

B185815 Ned Scott Goldstein et al

v.

Cynthia Beck

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION FOUR

B162143 People (Not for Publication)
v.
Lacy

The convictions on counts 6 and 7 are reversed. The judgment is affirmed in all other respects. The trial court is to prepare and amended abstract of judgment and forward a corrected copy to the Department of Corrections.

Suzukawa, J.

We concur: Epstein, P.J.
Willhite, J.

B185683 Barajas (Not for Publication)
v.
Gomez et al.
EMC Mortgage Corporation

The order denying the motion is reversed and the trial court is directed on remand to enter a new order granting the motion for leave to intervene. EMC is awarded its costs on appeal.

Suzukawa, J.

We concur: Epstein, P.J.
Manella, J.

DIVISION FIVE

B188263 Jose Castillo (Certified for Publication)

v.

Marco Barrera et al

The judgment is affirmed. Respondent(s) to recover costs.

Kriegler, J.

We concur: Turner, P.J.
 Armstrong, J.

DIVISION SIX

B185586 Kleiman

v.

Kleiman

Petition for rehearing is denied.

DIVISION SEVEN

B184519 Orix Capital Markets (Not for Publication)

v.

GMAC Commercial Mortgage Corp.

The judgment is reversed to the extent it awards expert witness fees and costs related to exhibits not presented at trial, and the cause is remanded for further proceedings not inconsistent with this opinion. In all other respects the judgment is affirmed. Each party is to bear its own costs on appeal.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

DIVISION EIGHT

[illegible]

The juvenile court's finding that Gregory is a ward of the court is affirmed. The finding that Gregory committed a second degree murder is reversed. The juvenile court is directed to find that Gregory committed a voluntary manslaughter. The case is remanded to the juvenile court. The juvenile court shall reconsider the appropriate placement for Gregory.

Cooper, P.J.

We concur: Boland, J.
 Flier, J.

B188908 People (Not for Publication)
v.
Vaca

The judgment is affirmed.

Cooper, P.J.

We concur: Rubin, J.
Flier, J.